

**STRICKEN PURSUANT TO THE  
#5824 ORDER ENTERED ON  
5/24/2018.**

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA

CHARLESTON DIVISION

IN RE: ETHICON, INC.  
PELVIC SUPPORT SYSTEMS  
PRODUCTS LIABILITY LITIGATION

MDL 2327

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THIS DOCUMENT RELATES TO THE  
CASES IN EXHIBIT A ATTACHED HERETO

**INACTIVE DOCKET ORDER**

The Court has been advised by counsel that in the cases listed on the attached Exhibit A, the plaintiffs and Ethicon, Inc.<sup>1</sup> ("Ethicon") have agreed to a settlement model with regard to Ethicon. The Court, therefore, finds it unnecessary to conduct further proceedings or to keep these cases on the active docket. Accordingly, the Court **ORDERS** as follows:

1. All discovery deadlines are continued until further order of the Court.
2. That the Clerk retire each of the cases listed on the attached Exhibit A from the active docket.
3. Plaintiffs and Ethicon may submit an agreed order of dismissal with prejudice on or before August 31, 2018; if settlements are not finalized and dismissal orders are not submitted by August 31, 2018, then the Court will have a hearing to determine the appropriate action pertaining to any remaining cases on the inactive docket.

Counsel for plaintiffs and defendant(s) are directed to provide quarterly reports as to their progress in dismissing cases on the inactive docket. The Court is aware that counsel have agreed

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<sup>1</sup> As used herein, "Ethicon" refers collectively to Johnson & Johnson, Ethicon LLC, Ethicon, Inc. as well as any of its former or present parent companies, subsidiaries, affiliated companies, directors, officers, design surgeons, employees, distributors, detail representatives named in an action pending in MDL No. 2327

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to a settlement model for a group of cases and claims, including those on Exhibit A. The Court will reinstate any case on the attached Exhibit A to the active docket if one of the parties, on motion, shows good cause for such reinstatement. Good cause includes, but is not limited to, a plaintiff's refusal or inability to consummate settlement. Such motion must be accompanied by an affidavit from plaintiff explaining such refusal or inability.

The Court **DIRECTS** the Clerk to file a copy of this order in MDL No. 2327 and in the individual cases listed on the attached Exhibit A. The Clerk is further **DIRECTED** to link this Order to the Proposed Inactive Docket order filed at ECF NO.\_\_\_\_\_, and send a copy of this Order to counsel of record and any unrepresented party.

Respectfully submitted,

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**APPROVED:**

Dated:\_\_\_\_\_

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Honorable Joseph R. Goodwin

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**EXHIBIT A**

**ANDRUS WAGSTAFF**

<b>Case No.</b>	<b>Case Name</b>
2:13-cv-04101	Suriani v Ethicon et al
2:13-cv-04323	Tatum v Ethicon et al
2:13-cv-05446	Tolisano v Ethicon et al
2:13-cv-05997	Turner v Ethicon et al
2:13-cv-07430	Vargas v Ethicon et al
2:13-cv-09499	Toro v Ethicon et al
2:13-cv-11793	Tidwell v Ethicon et al
2:13-cv-16423	Tovar v Ethicon et al
2:13-cv-16858	Thompson v Ethicon et al
2:13-cv-17397	Stephens v Ethicon et al
2:13-cv-18177	Tiemann v Ethicon et al
2:13-cv-18404	Thompson v Ethicon et al
2:13-cv-19228	Trappett v Ethicon et al
2:13-cv-20744	Strozyk v Ethicon et al
2:13-cv-21323	Torrence v Ethicon et al
2:13-cv-21820	Virgilio v Ethicon et al
2:13-cv-23603	Stranger v Ethicon et al
2:13-cv-24220	Trujillo v Ethicon et al
2:13-cv-24856	Vaughn v Ethicon et al
2:13-cv-25629	Susalka v Ethicon et al
2:13-cv-26894	Tulenko v Ethicon et al
2:13-cv-27128	Spurlock-Elliott v Ethicon et al
2:13-cv-28318	Torres v Ethicon et al
2:14-cv-05750	Thaler v Ethicon et al
2:14-cv-07610	Staup v Ethicon et al
2:14-cv-07693	Souza v Ethicon et al
2:14-cv-08299	Springer v Ethicon et al
2:14-cv-08302	Taylor v Ethicon et al
2:14-cv-13212	Stambaugh v Ethicon et al
2:14-cv-15750	Vitt v Ethicon et al
2:14-cv-17951	Thomas v Ethicon et al
2:14-cv-26086	Turner v Ethicon et al
2:14-cv-29240	Turnipseed v Ethicon et al
2:15-cv-01532	Vallimont v Ethicon et al
2:15-cv-03357	Thibeault v Ethicon et al
2:15-cv-14056	Turner v Ethicon et al
2:15-cv-15921	Spierings v Ethicon et al
2:15-cv-16212	Valenzuela v Ethicon et al

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2:16-cv-00572	Suta v Ethicon et al
2:16-cv-01835	Torres v Ethicon et al
2:16-cv-01992	Trainer v Ethicon et al
2:16-cv-04654	Turner v Ethicon et al
2:16-cv-06630	Tucker v Ethicon et al
2:16-cv-07451	Towle v Ethicon et al
2:16-cv-07673	Tizon v Ethicon et al
2:16-cv-07675	Tate v Ethicon et al
2:16-cv-09071	Tucker v Ethicon et al

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